



Attorney's Docket No.: 081862.P218

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

Gary Goldman, et al.

Application No.: 09/846,157

Filed: April 30, 2001

For: IN-BAND MUST-SERVE
INDICATION FROM SCHEDULER
TO SWITCH FABRIC

Examiner: Ly, Anh Vu H.

Art Unit: 2667

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME PURSUANT TO 37 C.F.R. § 1.136 (a)

Sir:

Applicant respectfully petitions pursuant to 37 CFR 1.136(a) for a one month extension of time to file this response to the Office Action mailed September 29, 2004.

The extended period is set to expire on January 29, 2005. A check in the amount of \$120.00 is enclosed to cover the fee for a one month extension of time.

Please charge any shortages and credit any overages to our Deposit Account

No. 02-2666.

Respectfully submitted,

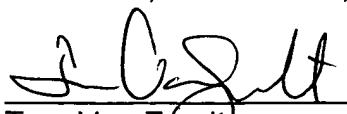
02/04/2005 CNGUYEN 00000016 09846157

01 FC:1251

120.00 OP

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 1/31/05


Tom Van Zandt
43,219

12400 Wilshire Blvd.
Seventh Floor
Los Angeles, CA 90025-1026
(408) 720-8300

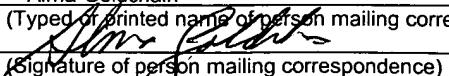
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on

January 31, 2005

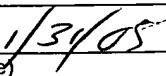
(Date of Deposit)

Alma Goldchain

(Typed or printed name of person mailing correspondence)



(Signature of person mailing correspondence)


1/31/05
(Date)

AMENDMENT TRANSMITTAL**PATENT**

Application No.: 09/846,157
Filing Date: April 30, 2001
First Named Inventor Gary Goldman
Examiner's Name: Ly, Anh Vu H.
Art Unit: 2667
Attorney Docket No.: 081862.P218

An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.

Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.

Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.

Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

Preliminary Amendment

Amendment/Response with respect to Office Action

Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)

Notice of Appeal

RCE (Request for Continued Examination)

Supplemental Declaration

Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)

Information Disclosure Statement (IDS)

Copies of IDS citations

Petition for Extension of Time

Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)

Cross-Reference to Related Application(s)

Certified Copy of Priority Document

Other: Submission of Replacement Drawings

Other: Submission of Formal Drawings

Check(s)

Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Tom Van ZandtSIGNATURE: Tom Van ZandtREG. NO.: 43,219DATE: 1/31/05ADDRESS: 12400 Wilshire Boulevard, Seventh FloorLos Angeles, California 90025TELEPHONE NO.: (408) 720-8300CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450 on January 31, 2005

Date of Deposit

Alma Goldchain

Name of Person Mailing Correspondence

Alma Goldchain
Signature1/31/05
Date

Express Mail Label No. (if applicable):

(10/14/03)

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450

FEE TRANSMITTAL FOR FY 2005

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) 120.00

If complete, known:

Application No. 09/846,157
 Filing Date April 30, 2001
 First Named Inventor Gary Goldman
 Examiner Name Ly, Anh Vu H.
 Art Unit 2667
 Attorney Docket No. 081862.P218

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify)

Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: _____

The Director is Authorized to do the following with respect to the above-identified Deposit Account:
 Charge fee(s) indicated below.

Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

Charge fee(s) indicated below except for the filing fee

Credit any overpayments.

Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.
 Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Large Entity | Small Entity | Fee Description | Fees Paid (\$) |
|-----------------------------|--------------|------------------------------------|----------------|
| Fee | Fee | Fee | Fee |
| Code | (\$) | Code | (\$) |
| 1011 | 300 | 2011 | 150 |
| 1111 | 500 | 2111 | 250 |
| 1311 | 200 | 2311 | 100 |
| | | Utility application filing fee | |
| | | Utility search fee | 1,000/500 |
| | | Utility examination fee | |
| 1012 | 200 | 2012 | 100 |
| 1112 | 100 | 2112 | 50 |
| 1312 | 130 | 2312 | 65 |
| | | Design application filing fee | |
| | | Design search fee | 430/215 |
| | | Design examination fee | |
| 1013 | 200 | 2013 | 100 |
| 1113 | 300 | 2113 | 150 |
| 1313 | 160 | 2313 | 80 |
| | | Plant filing fee | |
| | | Plant search fee | 660/330 |
| | | Plant examination fee | |
| 1004 | 300 | 2004 | 150 |
| 1114 | 500 | 2114 | 250 |
| 1314 | 600 | 2314 | 300 |
| | | Reissue filing fee | |
| | | Reissue search fee | 1,400/700 |
| | | Reissue examination fee | |
| 1005 | 200 | 2005 | 100 |
| | | Provisional application filing fee | |
| SUBTOTAL (1) \$ 0.00 | | | |

2. EXCESS CLAIM FEES

| | | | | <u>Extra Claims</u> | <u>Fee from below</u> | <u>Fees Paid (\$)</u> |
|---|---------------------|---------------------|------------|--|-----------------------------|-----------------------|
| Total Claims | <u>24</u> | <u>– 24 or HP =</u> | <u>0</u> | | X <u>\$50.00</u> | <u>\$0.00</u> |
| HP = highest number of total claims paid for, if greater than 20 | | | | | | |
| Independent Claims | <u>4</u> | <u>– 4 or HP =</u> | <u>0</u> | | X <u>\$200.00</u> | <u>\$0.00</u> |
| HP = highest number of independent claims paid for, if greater than 3 | | | | | | |
| Multiple Dependent Claims | | | | | | |
| | | | | | | |
| Large Entity | Small Entity | | | | | |
| Fee | Fee | Fee | Fee | Fee Description | | |
| Code | (\$) | Code | (\$) | Each claim over 20 | | |
| 1202 | 50 | 2202 | 25 | | | |
| 1201 | 200 | 2201 | 100 | Each independent claim over 3 | | |
| 1203 | 360 | 2203 | 180 | Multiple dependent claims, if not paid | | |
| 1204 | 200 | 2204 | 100 | Reissue: each claim over 20 and more than in the original patent | | |
| 1205 | 50 | 2205 | 25 | Reissue: each independent claim more than in the original patent | | |
| | | | | | SUBTOTAL (2) \$ 0.00 | |

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each add'l 50 or fraction thereof</u> | <u>Fee from below</u> | <u>Fees paid (\$)</u> |
|---------------------|---------------------|--|-----------------------|-----------------------|
| <u>12</u> | <u>– 100 = 0</u> | <u>/ 50 = 0</u> (round up to whole number) | X <u>\$250.00</u> | <u>\$0.00</u> |

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description:</u> |
|---------------------|---------------------|--|
| Fee | Fee | Fee Description: Application size fee for each additional group of 50 sheets |
| Code | (\$) | beyond initial 100 sheets (count spec & drawings except sequences & program listings): |
| 1081 | 250 | 2081 125 Utility |
| 1082 | 250 | 2082 125 Design |
| 1083 | 250 | 2083 125 Plant |
| 1084 | 250 | 2084 125 Reissue |

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued)**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> | <u>Fees Paid (\$)</u> |
|------------------------------|---------------------|------------------------|-----------------------|
| Fee Code | Fee (\$) | Fee Code (\$) | |
| 1051 | 130 | 2051 | 65 |
| 1052 | 50 | 2052 | 25 |
| 1053 | 130 | 1053 | 130 |
| 1812 | 2,520 | 1812 | 2,520 |
| 1813 | 8,800 | 1813 | 8,800 |
| 1804 | 920* | 1804 | 920* |
| 1805 | 1,840* | 1805 | 1,840* |
| 1251 | 120 | 2251 | 60 |
| 1252 | 450 | 2252 | 225 |
| 1253 | 1,020 | 2253 | 510 |
| 1254 | 1,590 | 2254 | 795 |
| 1255 | 2,160 | 2255 | 1,080 |
| 1401 | 500 | 2401 | 250 |
| 1402 | 500 | 2402 | 250 |
| 1403 | 1,000 | 2403 | 500 |
| 1451 | 1,510 | 1451 | 1,510 |
| 1452 | 500 | 2452 | 250 |
| 1453 | 1,500 | 2453 | 750 |
| 1501 | 1,400 | 2501 | 700 |
| 1502 | 800 | 2502 | 400 |
| 1503 | 1100 | 2503 | 550 |
| 1462 | 400 | 1462 | 400 |
| 1463 | 200 | 1463 | 200 |
| 1464 | 130 | 1464 | 130 |
| 1807 | 50 | 1807 | 50 |
| 1806 | 180 | 1806 | 180 |
| 8021 | 40 | 8021 | 40 |
| 1809 | 790 | 2809 | 395 |
| 1814 | 130 | 2814 | 65 |
| 1810 | 790 | 2810 | 395 |
| 1801 | 790 | 2801 | 395 |
| 1802 | 900 | 1802 | 900 |
| 1504 | 300 | 1504 | 300 |
| 1505 | 300 | 1505 | 300 |
| 1803 | 130 | 1803 | 130 |
| 1808 | 130 | 1808 | 130 |
| 1454 | 1,370 | 1454 | 1,370 |
| Other fee (specify) _____ | | | |
| Other fee (specify) _____ | | | |
| SUBTOTAL (4) \$120.00 | | | |

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Tom Van Zandt

Signature: 

Date: 1/31/05

Reg. Number: 43,219

Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450